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PATENT
ATTORNEY DOCKET NO. 01997/253005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee : Massachusetts Institute of Technology
 Patent No.: 5,640,486
 Serial No.: 345,879
 Issued : June, 17, 1997
 Filed : November 28, 1994
 Title : ENCODING, DECODING AND COMPRESSION OF AUDIO-TYPE DATA
 USING REFERENCE COEFFICIENTS LOCATED WITHIN A BAND OF
 COEFFICIENTS

Assistant Commissioner for Patents
 Washington, DC 20231

DECLARATION PURSUANT TO 37 C.F.R. §1.175

I, Jae S. Lim, declare that I believe that I am the original and first inventor of the subject matter that is described and claimed in United States Patent No. 5,640,486 for which I solicit a reissue patent; that I have reviewed and understand the contents of the above identified reissue application, including its specification and claims; that I acknowledge the duty to disclose all information of which I am aware that is material to the examination of this reissue application in accordance with Title 37, Code of Federal Regulations (CFR), §1.56(a); that the aforesaid patent is partly inoperative by reason of claiming less than I had the right to claim in the patent; and that said inoperativeness is a result of error that arose inadvertently and without any deceptive intention.

The patent claims less than I had a right to claim, in that the specification of the issued patent discloses an invention that is broader than what is claimed. One error relied upon as the basis of this reissue application was that of

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originally filing claims directed to subject matter that was narrower than I had a right to claim. This error and any and all other errors being corrected in the reissue application arose without deceptive intention.


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I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of this application or any patents issued thereon.


Jae S. Lim

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Date:

Aug. 4, 1999

378321-B11



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CONSENT OF ASSIGNEE AND OFFER TO SURRENDER

The undersigned, Massachusetts Institute of Technology, being the assignee of all right, title and interest in and to the above-referenced U.S. Patent No. 5,640,486 by virtue of an assignment from Jae S. Lim to Massachusetts Institute of Technology recorded on May 7, 1992 at Reel 6119, Frame 0126, and hereby offers to surrender said Patent 5,640,486 and further requests that Letters Patent be reissued to it upon the foregoing amended application.

Massachusetts Institute of Technology

Date: Aug 11, 1999

By: _____

Name: _____

Title: _____

Jarmila Z. Hrbek
JARMILA Z. HRBEK

PATENT ADMINISTRATOR

AND OFFICE MANAGER

TECHNOLOGY LICENSING OFFICE

378321.B11

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